

### REMARKS

1. In the Office Action of 09/15/2010 finality was withdrawn.
2. The Amendment was objected to under 35 USC 132(a) due to revisions on pages 35 and 38 of the Specification.
3. Claims 24, 25, 28-34 and 36 were rejected under 35 USC 112.
4. Claims 22, 23, 26, 35 and 38-41 were allowed.

### RESPONSE TO ACTION

1. Applicant has made a correction (date) in an explanatory statement, pg. 2.
2. a) The Specification, pg. 35 amendment is revised as advised.

b) The Specification, pg. 38 new paragraph is deleted as advised.

c) Specification, pg. 38, ln. 20 & following: Two sentences are added to further explain how the leverage between weight on the front pedal versus rear pedal return force (or powered return) allows flexibility in operational modes. A significant return force available (in Fig. 1, 2 version if horizontal stroke is 30 in. and step-down stroke is 2 in., a user weight of 150 lbs. would produce up to 10 lbs. return force with full weight on the front pedal) means that with 98 percent of the user's weight on the front pedal and 2 percent on the rear, or 3 lbs., there would be over 9 lbs. return force to pull a "dragging" foot forward. In the Specification pg. 7, ln. 2: "... pedals automatically keep pace with the user's foot steps..." and pg. 11, ln. 13: "... pedals will move in time.." allow for foot return with the pedal as well as (slightly) after pedal return.

3. Claims 24, 25, 28-34 and 36 have been amended (pgs. 5-7) as advised.

Claims 29 and 30 are not revised as rejection was due to dependency on claim 28, while claim 41 (Allowed) was amended for a punctuation error.

### Conclusion

Applicant believes this Amendment puts the Application in compliance with 35 USC 132(a) and 35 USC 112 per examiner's recommendations and that the rejected claims should now be allowable as herein amended. Applicant thanks the examiner for his assistance and respectfully requests further consideration.

Respectfully submitted,



William E. James (Applicant)

864 400-8660

Enclosed:

Amended Specification

Amended Claims

Nov. 12, 2010